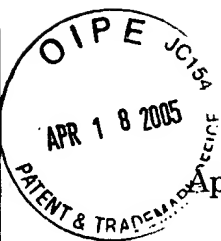


RCE
JFW



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/943,910 Confirmation No.: 2364
Applicant : J. Stuart Cumming
Filing Date : August 31, 2001
Title : INTRAOCULAR LENS WITH FIXATED HAPTICS
Group Art Unit : 3738
Examiner : Kamrin R. Landrem
Docket No. : 13533.4030
Customer No. : 34313

Commissioner for Patents
Mail Stop RCE
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

I. Submission required under 37 CFR § 1.114

- A. ☐ Previously submitted
1. ☐ Consider the amendment(s)/reply under 37 CFR § 1.116 previously filed on _____
 2. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 3. ☐ Other _____
- B. ☒ Enclosed
1. ☒ Preliminary Amendment
 2. ☐ Affidavit(s)/Declarations(s)
 3. ☐ Information Disclosure Statement (IDS)

CERTIFICATE OF MAILING
37 CFR §1.8

I hereby certify, pursuant to 37 CFR §1.8, that I have reasonable basis to expect that that this paper or fee (along with any referred to as being attached or enclosed) would be mailed or transmitted on or before the date indicated with the United States Postal Service with sufficient postage as first class mail on the date shown below in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: April 15, 2005

DOCSOC1:161922.1

Jodie Davis
Signature of Person Mailing Document

04/19/2005 SFLEKE1 00000097 150665 09943910
395.00 DA
225.00 DA
01 FC:2801
02 FC:2252

Applicant : J. Stuart Cumming
Appl. No. : 09/943,910
Examiner : Kamrin R. Landrem
Docket No. : 13533.4030

II. Miscellaneous

- A. ☐ Suspension of action on the above-identified application is requested under 37 CFR § 1.103(c) for a period of ____ months. (Period of suspension shall not exceed 3 months; fee under 37 CFR § 1.17(i) required.)

III. Fees

- A. ☒ The Commissioner is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 15-0665

1. ☒ RCE fees (37 CFR §1.17(e):

RCE Fee		\$790.00	
	Claims filed or remaining after amendment	Highest number previously paid for	
Total Claims	33	30	= 3 x \$50.00 \$150.00
Independent Claims	5	6	= 3 x \$200.00 \$150.00
<input type="checkbox"/> Reduction by ½ for Filing by Small Entity. Note 37 CFR §§ 1.9, 1.27, 1.28.			\$470.00
TOTAL OF ABOVE CALCULATIONS			\$470.00

2. ☒ Extension of time fee (37 CFR §§ 1.136 and 1.17)

EXTENSION (months)	FEE FOR SMALL ENTITY	FEE FOR OTHER THAN SMALL ENTITY
<input type="checkbox"/> one month	\$60.00	\$120.00
<input checked="" type="checkbox"/> two months	\$225.00	\$450.00
<input type="checkbox"/> three months	\$510.00	\$1,020.00
TOTAL OF ABOVE CALCULATIONS		\$225.00

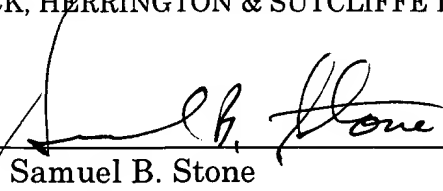
- B. ☒ Fee Total to be charged to Deposit Account: **\$695.00**

Respectfully submitted,

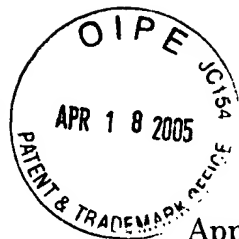
ORRICK, HERRINGTON & SUTCLIFFE LLP

Dated: 4-15-05

By:


Samuel B. Stone
Reg. No. 19,297

Orrick, Herrington & Sutcliffe LLP
4 Park Plaza, Suite 1600
Irvine, CA 92614-2558
Tel. 949-567-6700 - Fax: 949-567-6710



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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT FOR RCE

Sir:

This RCE is filed in response to the Advisory Action mailed March 1, 2005.

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this paper.

Remarks begin on page 8 of this paper.

04/19/2005 SFELEKE1 00000097 150665 09943910

03 FC:2202 75.00 DA

CERTIFICATE OF MAILING
37 CFR §1.8

I hereby certify, pursuant to 37 CFR §1.8, that I have reasonable basis to expect that that this paper or fee (along with any referred to as being attached or enclosed) would be mailed or transmitted on or before the date indicated with the United States Postal Service with sufficient postage as first class mail on the date shown below in an envelope addressed to the Matil Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Dated: April 15, 2005


Jodie Davis

DOCSOC1:161920.1